

DEPARTMENT OF HUMAN SERVICES
DIVISION OF JUVENILE JUSTICE SERVICES
POLICY AND PROCEDURES

Policy No.: 05-15

Effective Date: 07/05

Revision Date: 07/07/05

Subject: Requests by Law Enforcement

I. Policy Statement

Law enforcement shall be permitted to interrogate juveniles and investigate allegations of misconduct or delinquency after the appropriate approvals have been acquired. Requests for juvenile photographs and fingerprints shall be obtained in accordance with state statute.

II. Rationale

The Division staff has a responsibility to protect the rights of juveniles in their care and to assist law enforcement.

III. Definitions

- A. The “Investigation Team” is the Division personnel who investigate allegations, and misconduct by Division staff.
- B. “Interrogation” is the questioning of a juvenile during the course of investigating a crime, or referral of an offense, during an official investigation.

IV. Procedures

- A. Requests by law enforcement for photographs and fingerprinting shall be allowed only after approval is documented, or statutorily authorized, in accordance with UCA 78-3a-904 and Rule 27 of the Utah Rules of Juvenile Procedures.
- B. For juveniles over the age of 13, law enforcement shall be allowed to conduct interrogations and interviews of juveniles after receiving permission from either: 1) the juvenile’s parent, legal guardian or attorney, or 2) a Juvenile Court judge.
- C. For juveniles thirteen (13) years of age and younger, the interview shall take place in the presence of the juvenile’s parent, legal guardian or attorney.
- D. Staff shall complete the Interrogation Request Form prior to allowing the transfer.
- E. Staff shall cooperate with law enforcement in their investigation of any alleged law violations.
- F. All interviews shall be conducted in private areas, and shall not be monitored by any Division auditory devices.

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V. Continuous Renewal

This policy shall be reviewed three (3) years from its effective date to determine its effectiveness and appropriateness. This policy may be reviewed before that time to reflect substantive change.

This policy has been reviewed by the Board of Juvenile Justice Services and is approved upon the signature of the Director.

Jody Valantine, Chair
Board of Juvenile Justice Services

Date

Dan Maldonado, Acting Director
Division of Juvenile Justice Services

Effective/Revision Date